



BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, July 11, 2017 at 10:00 a.m. in the Double-Height Courtroom** on the Second Floor of the Bexar County Courthouse, 100 Dolorosa, Suite 2.01, San Antonio, Texas 78205.

NOTE: The Commissioners Court may recess at 12:00 p.m. and may reconvene at 1:30 p.m.

**NELSON W. WOLFF
COUNTY JUDGE**

**SERGIO "CHICO" RODRIGUEZ
COMMISSIONER, PRECINCT 1**

**KEVIN A. WOLFF
COMMISSIONER, PRECINCT 3**

**PAUL ELIZONDO
COMMISSIONER, PRECINCT 2**

**TOMMY CALVERT
COMMISSIONER, PRECINCT 4**

**GERARD RICKHOFF
CLERK OF THE COURT**

Questions regarding this agenda should be directed to the Bexar County Commissioners Court Support & Special Projects Administrator at (210) 335-0326. The agenda is available on the County's website (<http://www.bexar.org>). Click on "Government/Commissioners Court."

BEXAR COUNTY COURTHOUSE ACCESSIBILITY STATEMENT FOR DISABLED PERSONS

This meeting site is accessible to disabled persons as follows: Entrance to the Bexar County Courthouse is accessible through the north end of the Courthouse located at the intersection of Dolorosa and Main streets. To access the second floor, individuals must use the handicap ramp located at the northwest corner of the County Courthouse and take the elevator to the second floor.

Doc# 24331 Fees: \$0.00
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Filed & Recorded in the Official
Public Records of BEXAR COUNTY
GERARD C. RICKHOFF COUNTY CLERK

COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening prayer: Reverend Dr. William H. Knight, Metropolitan Community Churches San Antonio
(Court/Tommy Calvert)
2. Pledge of Allegiance: (Court/Tommy Calvert)

3. CEREMONIAL ITEM(S):

- a. Presentation of service pins recognizing Bexar County employees for 25 years of service:

Name	Date Employed	Years	Office/Department
Roxanna Pena	4/27/1992	25	Dist Courts-Criminal
Ramon Gonzales	5/7/1992	25	Pre-Trial Services

(Estimated Presentation Time: 10 minutes)

(Court)

- b. Presentation of the 2016 Distinguished Award to the Bexar County Historical Commission from the Texas Historical Commission for outstanding preservation work accomplished in the 2016 Year of service.
(Estimated Presentation Time: 10 minutes) (Court/Nelson W. Wolff)

COMMISSIONERS COURT REGULAR AGENDA

4. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
5. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
 - a. Names of nine (9) Public Members to serve on the FY2017 Salary Grievance Committee and nine (9) Alternate names as needed:

Samuel E. Gallardo	Alan Lee Wright	Justin Gardner	Rose Anne Soriano
Nadine C. Flores	Karen Olert	Harry Robinson	Stacey Henry
James Huron	Edward Jason Jaax	Cynthia Lambert	Robin Gross
Teresa Gay Dalton	Regina Stout	Rhonda Olson	Ann Schertz Madison
 - b. Second Amendment to Cooperative Agreement between Bexar County, Texas, and the San Antonio River Authority to complete the construction for the San Pedro Creek Improvement Project, approved June 6, 2017.
 - c. Bexar County Auditor's Monthly Financial Report (Unaudited and Unadjusted) for April 2017.
 - d. Deputy Sheriffs' Association of Bexar County fax letters regarding the following claims:
 Contract Grievance 2017-DSABC-Class-02, Notice of intention to submit Step 3 Negotiations-
 Nature: Detention Captains Realignment
 Grievance 2017-DSABC-Class-01, Nature: S.E.R.T. Realignment
 Grievance 2017-DSABC-02 (Megan Casarez), Nature: S.E.R.T. Realignment

- e. Deputy Sheriffs' Association of Bexar County fax letters regarding the following claims: Grievance 2017-DSABC-02 (Megan Casarez) Grievance Committee denial to proceed to Step
 - f. Letter from Poncio Law Offices Re: Summons in a Civil Action to Bexar County, Texas and Bexar County Sheriff's Office – Re: Melissa Campbell v. Bexar County, Texas and the Bexar County Sheriff's Office.
6. Approval of Commissioners Court minutes for June 20, 2017.
 7. Communications from citizens who signed the register to speak.

CONSENT AGENDA ITEMS:

All items under the Consent Agenda are heard and acted upon collectively unless opposition is presented, in which case the contested item will be considered, discussion, and appropriate action taken separately.

Item(s) Brought by Commissioners Court:

(Court)

8. Approval of a request from Commissioner Kevin A. Wolff, Precinct 3 to appoint Marina Alderete Gavito to replace Patricia Centeno who recently resigned from Child Welfare Board to serve a term to begin upon appointment and expire on December 31, 2018.
9. Approval of a request by Commissioner Kevin Wolff, Precinct 3, to appoint Amy Browning to replace LaShawn Stewart-Baylor on the SMWBE Advisory Committee, for a term to begin upon appointment and expire on May 5, 2019.

Item(s) Brought by County Manager:

(David Smith)

10. Ratification of a Sponsorship Agreement between the National Association for the Advancement of Colored People San Antonio Branch and Bexar County in the amount of \$50,000 for the NAACP 109th National Annual Convention to be held in San Antonio.
11. Approval of a request from BiblioTech authorizing the County Auditor to pay an invoice in the amount of \$150 for the repair of BiblioTech sign at the West branch.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

12. Approval of a Seventh Amendment To Services Contract Between Bexar Count And GEO Corrections And Detention LLC for GEO to provide up to seventy (70) beds to house Bexar County inmates, in addition to the thirty (30) beds being provided to Bexar County at no cost. The per diem rate for beds one (1) through thirty (30) will be at no cost to County; beds thirty-one (31) through forty-eight (48) will be forty-one dollars (\$41.00); and beds forty-nine through one hundred (100) will be forty-five dollars (\$45.00). The level of classification for inmates thirty-one (31) through (100) will be low to medium. Upon mutual agreement of GEO and Bexar County, Bexar County may house Bexar County inmates if Bexar County determines housing him/her at the Bexar County Adult Detention Facility would pose a safety and security risk for that inmate and approval of the appropriate budgetary transfers on a monthly basis.

13. Authorizing the Bexar County Auditor to pay invoice(s) from the Bexar County Sheriff's Office Fiscal Year 2017 invoice(s) in the amount of \$12,446.40 for services.
14. Approval of a request from the Bexar County Sheriff's Office to hire a retiree Deputy Kenneth White as a full time law enforcement deputy at the monthly salary of \$3,896 and a yearly salary of \$46,752 to be effective July 12, 2017.
15. Approval of a request from the Bexar County Sheriff's Office to hire a retiree Deputy Ricardo Barrera Jr. as a full time detention deputy at the monthly salary of \$2,949 and a yearly salary of \$35,388 to be effective July 12, 2017.
16. Approval of a request from the Bexar County Sheriff's Office to hire a retiree Deputy Emmanuel Fultz as a full time law enforcement deputy at the monthly salary of \$3,896 and a yearly salary of \$46,752 to be effective July 12, 2017.

Item(s) Brought by County Auditor:

(Susan Yeatts)

17. Authorization and approval for the County Auditor to pay routine bills from Monday, July 10, 2017 through Friday, July 21, 2017.
18. Authorization to distribute upcoming payroll, to include overtime, uniform allowances, and auto allowances to be paid on Friday, July 14, 2017.
19. Approval of bills to include claims registers for Wednesday, June 21, 2017; Friday, June 23, 2017; Wednesday, June 28, 2017; and Friday, June 30, 2017; Wednesday, July 5, 2017 and Friday, July 7, 2017.
20. Request approval according to Section 31.11 for \$136,178.62 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 23 tax account(s) to various taxing jurisdictions by individuals, businesses, corporations, etc. which have been reviewed by the Auditor's Office and found to be valid.

Item(s) Brought by Tax Assessor-Collector:

(Albert Uresti)

21. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$309.23 on account #16445-001-0200, Harmon Gary H Jr. & Carla J, tax year(s) 2015 in accordance with Section 33.011 of the Texas Property Tax Code.
22. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$81.76 on account #19119-001-0100, Johnson Jessica R & Bendet Samuel A, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
23. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$161.81 on account #17859-002-0170, Norton Richard & Marjorie, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
24. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$19.48 on account #04174-000-0167, Esperanza Flores, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
25. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$147.48 on account #04400-968-0210, Vinas Carlos A & Bertha J, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.

26. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$161.80 on account #04910-100-0270, Scott & Kelli Smiley, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
27. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$320.68 on account #05019-303-0070, Olsen Family Revocable Trust, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
28. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$1,277.43 on account #14747-006-0090, Skygroup Investments LLC, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
29. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$630.13 on account #18560-002-0070, Rishad Rajabali, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
30. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$9.44 on account #13039-001-0160, Wilbert F. Poole, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.

Items(s) Brought by Purchasing:

(Marv Quinones)

31. Approval of a purchase with TDI Industries to purchase 2 chillers and 3 motors and pumps and control systems to regulate and monitor the usage efficiently at the Cyndi Taylor Krier Juvenile Correctional Treatment Center for \$277,843.37.
32. Authorizing the removal and sale of four (4) surplus firearm weapons to retired Bexar County Sheriff's Office Sergeant Edward Petschelt, Deputy Frank Pacheco, Deputy Daniel P. Deffe Jr. and Deputy Joe Salinas in the amount of \$414 each, in accordance with attached Surplus Firearm Equipment List, as requested by the Sheriff's Office; and authorizing the Purchasing Agent to update the Bexar County Inventory Records and file the appropriate documents for record.
33. Awarding a delivery order to Workspace Solutions to provide for the one-time purchase of office chairs under an existing TXMAS contract in the amount of \$54,935.40, as requested by the Bexar County Sheriff's Office through a Texas Multiple Award Schedule (TXMAS) Program contract #12-71080; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.

Item(s) Brought by Economic and Community Development:

(David Marquez)

34. Approval of contract totaling Amendment #2 for an increase in funds totaling \$536,038.59 with the Alamo Area Resource Center for services funded for FY 2016-2017 State Services and State Rebate period beginning September 1, 2016 through August 31, 2017.
35. Approval of contract totaling Amendment #2 for an increase in funds totaling \$233,556.05 with the San Antonio AIDS Foundation for services funded for FY 2016-2017 State Services and State Rebate period beginning September 1, 2016 through August 31, 2017.

Item(s) Brought by Public Works:

(Renee Green)

36. Approval of the First Amendment to the Engineering Services Agreement between Bexar County and HNTB Corporation for Detailed Design Services in an amount not to exceed \$722,627.19 for professional engineering services in connection with the Detailed Design Phase and Construction Phase of the Capital Project, Galm Road Phase III – FM 471 (Culebra Road) to Bexar County Limits Project (MPO), Precinct Number 2.
37. Approval of Engineering Services Agreement between Bexar County and Pape-Dawson Engineers, Inc., for Professional civil engineering design services in an amount not to exceed \$107,630 for design fees related to the Traffic Signal Design Project. Precincts 1 & 4.
38. Approval of two Field Alteration Requests between Bexar County and Curran Contracting Co. in connection with the FM 471 (Culebra Road) Pass Through Finance Project. Precinct Numbers 1 and 2.
 - a. Approval of SAWS Field Alteration Request Number 1 between Bexar County and Curran Contracting Co. requesting to increase contract amount by \$13,228.48 in connection with the FM 471 (Culebra Road) Pass Through Finance Project, to be paid by SAWS at **no cost to the County**.
 - b. Approval of CPS Field Alteration Request Number 1 between Bexar County and Curran Contracting Co. requesting to increase contract amount by \$12,719.38 in connection with the FM 471 (Culebra Road) Pass Through Finance Project, to be paid by CPS at **no cost to the County**.
39. Approval to execute a field alteration request of final recapitulation of project cost between Bexar County and D. Plata Construction Co., LLC in connection with Flood Control Capital Project, Grosenbacher Road at Madrona Outfall, MR30, Purchase Order No. 3755491. The recapitulation shows a decrease of \$24,033.49 for a final construction amount of \$1,070,345.24. Precinct Number 1.
40. Approval of a Right-of-way Improvements License Agreement between Bexar County and Roman and Lindsay Blodgett and Susan Mann to maintain a rock wall and other improvements constructed within an area along Dietz-Elkhorn that will be dedicated to Bexar County in the Mann-Blodgett subdivision at no cost to the County.
41. Authorizing the County Judge to execute a Release of Lien for the property located in: Parcels 17 & 17B, Chimney Creek Subdivision, CB 4603. Owner(s): Charles and Gayle Simon, Precinct Number 3.
42. Approval of subdivision plat#160143 within the Extra Territorial Jurisdiction of the City of San Antonio: Falcon Landing Unit 3 Phase 1, owner: K. B. Home Lone Star, Inc., located south of Clipper Harbor and Delta Point, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
43. Approval of subdivision plat #160479 within the Extra Territorial Jurisdiction of the City of San Antonio: Alamo Ranch, Unit 46-C, Phase 2, PUD, owner: Pulte Homes of Texas, L.P., located west of Ringgold Trail & River Station, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
44. Approval of subdivision plat#160598 within the Extra Territorial Jurisdiction of the City of San Antonio: Monteverde Unit 2 Phase 2 Enclave, owner: Forestar (USA) Real Estate Group, located north of Monteverde Way (private) and Anil Oaks (private), within the Edwards Aquifer Recharge Zone. Precinct Number 3.
45. Approval of subdivision plat#170116 within the Extra Territorial Jurisdiction of the City of San Antonio: Kinder Northeast Unit 10B PUD, owner: S. A. Kinder Ranch Unit 10, Inc., located northwest of Capella Ridge (private) and Chaffin Light (private), partially within the Edwards Aquifer Recharge Zone. Precinct Number 3.
46. Approval of subdivision plat#170122 within the Extra Territorial Jurisdiction of the City of San Antonio: Vista Bella Unit 3 Enclave, owner: Pulte Homes of Texas, L.P., located west of Vista Placera (private) and Vista Bella (private), within the Edwards Aquifer Recharge Zone. Precinct Number 3.

47. Authorizing the purchase of 0.242 of an acre (10,531 square feet) parcel of land by Warranty Deed situated in the W.M. Brisbin Survey No. 89 ½, Abstract 54, County Block 4900, Bexar County, Texas, and being out of and part of a 6.936 acre tract of land, recorded in Volume 11141, Page 148, of the Official Public Records of Bexar County, Texas by a Special Warranty Deed to Indian Springs Conservation Association, Inc., a Texas non-profit corporation from Pulte Homes of Texas, L.P., a Texas limited partnership from Indian Springs Conservation Association, Inc., a Texas non-profit corporation, Owner of Record, in the amount of \$5,355, total appraised value, plus applicable closing costs. Bulverde Road Phase IV Project. Precinct 3.
48. Authorizing the purchase of a 0.405 of an acre (17,655 square feet) parcel of land by Warranty Deed situated in the W.M. Brisbin Survey No. 89 ½, Abstract 54, County Block 4900, Bexar County, Texas, being out of and part of a 6.936 acre tract of land, recorded in Volume 11141, Page 160, of the Official Public Records of Bexar County, Texas by Special Warranty Deed to Indian Springs Conservation Association, Inc., a Texas non-profit corporation from Indian Springs-San Antonio, L.P., a Texas limited partnership from Indian Springs Conservation Association, Inc., a Texas non-profit corporation, Owner of Record, in the amount of \$8,676, total appraised value, plus applicable closing costs. Bulverde Road Phase IV Project. Precinct 3.
49. Approval to rename Highland Trace to High Branch, and Highland Point to Monument Parke in accordance with the Addressing Standards as adopted by Bexar County Commissioners Court on April 27, 1993 and last revised on July 12, 1995. The street Highland Trace now connects with High Branch, and Highland Point now connects with Monument Parke so the change would be to establish continuity within the Remuda Ranch Subdivision. Precinct Number 2.
50. Authorizing the purchase of 0.528 of an acre (22,993 square feet) parcel of land by Warranty Deed situated in the W.M. Brisbin Survey No. 89 ½, Abstract 54, County Block 4900, Bexar County, Texas, and being out of and part of the remaining portion of the Indian Springs, LTD. 1,344.20 acre tract of land, recorded in Volume 8747, Pages 1571 – 1588, of the Official Public Records of Bexar County, Texas by a Special Warranty Deed to Indian Springs, LTD., a Texas limited partnership from Poerner Enterprises, LTD., a Texas limited partnership from Indian Springs, LTD., a Texas limited partnership, Owner of Record, in the amount of \$25,841, total appraised value, plus cost to cure not reflected in appraisal and applicable closing costs. Bulverde Road Phase IV Project. Precinct 3.
51. Approval of the conveyance by Special Warranty Deed, as requested by the National Park Service (NPS), eight smaller tracts of land which comprise right-of-way owned by the County located within Mission San Jose National Park to the National Park Service for the purpose of helping the NPS with an ongoing project they have to close a portion of San Jose Drive located within the park. Said tracts of land are hereby partially described for reference:
 - 0.0069 acre tract, called Tract 2, being out of Volume 1509, Page 2, Deed Records, also out of Tract 6, N.C.B. 7675 as shown in Volume 9663, Page 103, Deed Records;
 - 0.0027 acre tract, being out of a 0.156 acre tract as shown in Volume 1499, Page 92, Deed Records, also out of Tract 6, N.C.B. 7675, as shown in Volume 9663, Page 103, Deed Records;
 - 0.0057 acre tract, being out of a 0.156 acre tract as shown in Volume 1499, Page 92, Deed Records, also out of Tract 5, N.C.B. 7659, as shown in Volume 9663, Page 103, Deed Records;
 - 0.0007 acre tract, being out of a 1.12 acre tract as shown in Volume 1469, Page 540, Deed Records, also situated within San Jose Drive as shown on a plat of Mission San Jose in Volume 9663, Page 103, Deed Records;
 - 0.1490 acre tract, being out of a 0.156 acre tract as shown in Volume 1499, Page 92, Deed Records, also situated within San Jose Drive as shown on a plat of Mission San Jose in Volume 9663, Page 103, Deed Records;
 - 0.1708 acre tract, called Tract 1, being out of Volume 1509, Page 2, Deed Records, also being a portion of San Jose Drive as shown on a plat of Mission San Jose in Volume 9663, Page 103, Deed Records;

0.2322 acre tract, being the remainder of a 1.12 acre tract called Woodhull Drive as shown in Volume 1469, Page 540, Deed Records, also situated in San Jose Drive as shown in a plat of Mission San Jose in Volume 9663, Page 103, Deed Records;

0.6441 acre tract, being the remainder of a 1.12 acre tract called Woodhull Drive as shown in Volume 1469, Page 540, Deed Records, also situated in Tract 5, N.C.B. 7664 as shown on a plat of Mission San Jose in Volume 9663, Page 103, Deed Records.

Precinct 1

52. Approval to establish Traffic Control devices as a Speed Zone at specified location in Precinct 1.

SPEED ZONE TO BE ESTABLISHED:

Precinct Number 1

Gosenbacher Unit 2 Plat #160382

The Speed Limit on W Gosenbacher Rd shall be 40 mph from Banditos Ridge westbound to end of road.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

53. Approval of the renewal and extension of the professional services agreement between Bexar County and First Southwest Asset Management Inc. for Investment Advisory services to be provided to the County, extending the current term for a two year period through July 31, 2019.

Item(s) Brought by Office of Emergency Management:

(Kyle Coleman)

54. Approval of a resolution by the Bexar County Commissioners Court to adopt the Bexar County Hazard Mitigation Plan.

INDIVIDUAL AGENDA ITEMS:

The following Individual Agenda Item may be considered at any time during this meeting:

Item(s) Brought by Commissioners Court:

(Court)

55. Discussion and appropriate action regarding the installation of plaques on the Courthouse grounds honoring the recipients of the Texas Legislative Medal of Honor with ties to Bexar County and South Texas.

(Estimated Presentation Time: 15 minutes)

(Court/Paul Elizondo)

56. Discussion and appropriate action on a resolution concerning restricting the power of the legislature to mandate requirements on a municipality or county in regards to school finance.

(Estimated Presentation Time: 10 minutes)

(Court/Tommy Calvert)

Item(s) Brought by Office of Emergency Management/Fire Marshal:

(Kyle Coleman)

57. Presentation to Bexar County Commissioners Court of the 4th of July fireworks season.

(Estimated Presentation Time: 15 minutes)

(Chris Lopez)

Items(s) Brought by Purchasing:

(Mary Quinones)

58. Discussion and appropriate regarding the following:
- a. Approval to revise The Bexar County Purchasing Manual;
 - b. Small, Minority, Women and Veteran-Owned Business Enterprise Policy for departments reporting to the Office of the County Manager.
- (Estimated Presentation Time: 15 minutes) (Mary Quinones/Renee Watson)

Item(s) Brought by County Manager:

(David Smith)

59. Discussion and appropriate action regarding the San Pedro Creek Restoration project to include the following:
- a. A status update on the ongoing design and construction; and
 - b. A review of the proposed Interpretive Art Elements that will be incorporated into the design for Segment 2 of Phase 1 of the Creek that includes the section from Houston Street to Cesar Chavez Boulevard.
- (Estimated Presentation Time: 30 minutes) (Tony Canez/Suzanne Scott)

EXECUTIVE SESSION (DISCUSSION ONLY: CLOSED TO PUBLIC)

(Pursuant to Chapter 551, Texas Government Code)

EXECUTIVE SESSION ITEMS MAY BE DISCUSSED AND ACTED UPON, IF APPROPRIATE, IN OPEN SESSION.

60. **§551.071 Consultation with Attorney for advice regarding:**
- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Kelly M. Cross, Presiding Judge Bexar County Statutory Probate Court No. 1 v. Bexar County Commissioners Court, et al.
 - b. Legal issues pertaining to the following matters in which the duty of the attorney for Bexar County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act
 - i. CMAR Agreement between Sundt/Davila JV and San Antonio River Authority relating the San Pedro Creek Improvement Project;

Posted: Friday July 7, 2017 at 4:45 pm